

Amendments to the Claims:

This listing of claims will replace all prior versions and listings of claims in the application.

Listing of Claims:

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18. (currently amended) A method for treating cardiac disease of a heart, the method comprising:  
accessing a diseased heart;  
selecting a device sized to be placed on a diseased heart, including selecting a device of sufficient electrical permeability;  
passing a pacer lead to the heart;  
placing a the device on the heart, the device comprising biocompatible material configured to engage a surface of the heart to constrain circumferential expansion of the heart; and  
pacing the heart.
19. (currently) A method according to claim 18 wherein the said step of pacing the heart comprises pacing the heart to assist contraction of the heart during systole.
20. (original) A kit for treating a disease of a heart, the kit comprising:  
(a) a cardiac constraint device comprising biocompatible material configured to engage a surface of the heart to constrain circumferential expansion of the heart; and  
(b) a cardiac pacing device.
21. (original) A kit according to claim 20, wherein the cardiac pacing device comprises one or more pacing leads.

22. (currently amended) A kit according to claim 20, wherein the cardiac pacing device comprises one or more pacing leads ~~operably connected to the cardiac constraint device~~ and configured to contact a surface of the heart.
23. (currently amended) A device for treating a disease of a heart, the device comprising:
- (a) biocompatible material configured to engage a surface of the heart to constrain circumferential expansion of the heart; and
  - (b) one or more pacing leads ~~operably connected to the material and~~ configured to contact a surface of the heart.
24. (original) A device according to claim 23, wherein the biocompatible material is configured to constrain diametrically opposing aspects of the heart.
25. (original) A device according to claim 23, wherein the biocompatible material defines a volume between an open upper end and a lower end and is dimensioned for an apex of the heart to be inserted into the volume through the open upper end to constrain circumferential expansion of the heart.
26. (original) A device according to claim 23, wherein the biocompatible material is constructed as a jacket having an upper and lower end, wherein the jacket is configured to surround the heart and the jacket is open at the lower end.
27. (original) A device according to claim 20, wherein the biocompatible material is constructed as a jacket having an upper and lower end, wherein the jacket is configured to surround the heart and the jacket is closed at the lower end.
28. (original) A device according to claim 23 wherein the material comprises intertwined fibers.

29. (original) A device according to claim 28 wherein the intertwined fibers are of a knit construction.
30. (original) A method according to claim 28 wherein the intertwined fibers are of an atlas knit construction.
- el 31. (original) A device according to claim 23 wherein the biocompatible material is selected from polytetrafluoroethylene, expanded polytetrafluoroethylene, polypropylene, polyester or stainless steel.